

7616-73

11/16/2012

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

November 16, 2012

Ms. Cristina Griffin  
Agent for KIK Pool Additives, Inc.  
Delta Analytical Corporation  
12510 Prosperity Drive Suite 160  
Silver Spring, Maryland 20904

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Subject: Kem-Tek Algaecide  
EPA Registration No.: 7616-73  
Application Date: 11/2/2012  
Receipt Date: 11/5/2012

Dear Ms. Griffin:

This letter acknowledges receipt of your notification submitted under the provision of FIFRA section 3(c)9 and PR Notice 98-10.

**Proposed Notification**

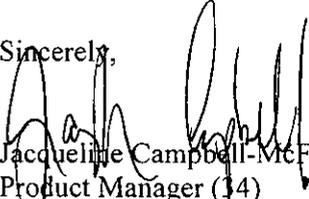
- Alternate brand names:
  - HDX Algaecide 60% Concentrate
  - Kem-Tek Pool & Spa Care 60% Algaecide Concentrate
- Additional label claims
- Additional graphics
- Reader's note
- Placement of precautionary statements and first aid sections

**General Comments**

Based on a review of the submitted materials, your notification for the alternate brand name above, the additional label claim, symbols and graphics is acceptable. It is in compliance with PR notice 91-2 and in agreement with the label. This has been made a part of your file.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6416 or by e-mail at [campbell-mcfarlane.jacqueline@epa.gov](mailto:campbell-mcfarlane.jacqueline@epa.gov) or Jaclyn Carl by telephone at (703) 347-0213 or by e-mail at [carl.jaclyn@epa.gov](mailto:carl.jaclyn@epa.gov). When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

  
Jacqueline Campbell-McFarlane  
Product Manager (34)  
Regulatory Management Branch II  
Antimicrobials Division (7510P)

Please read instructions on reverse before completing form...

Form Approved. OMB No. 2070-0060.

	United States <b>Environmental Protection Agency</b> Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number <b>NOTIF</b>
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**Application for Pesticide - Section I**

1. Company/Product Number <b>7616-73</b>	2. EPA Product Manager <b>Jacqueline Campbell</b>	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>KIK Pool Additives Inc. / KEM-TEK ALGAECIDE</b>	PM# <b>34</b>	
5. Name and Address of Applicant (Include ZIP Code) <b>KIK Pool Additives Inc.</b> <b>c/o Delta Analytical Corp.</b> <b>12510 Prosperity Drive, Suite 160</b> <b>Silver Spring, MD 20904</b> <i>Check if this is a new address</i>		6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(I), my product is similar or identical in composition and labeling to:  EPA Reg. No. _____  Product Name _____

**Section - II**

<input type="checkbox"/> Amendment - Explain below <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - explain below.
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**Explanation:** Use additional page(s) if necessary. (For section I and Section II.)

**Notification per PR Notice 98-10 to make minor changes to the label and add Alternate Brand Names.**

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

**Section - III**

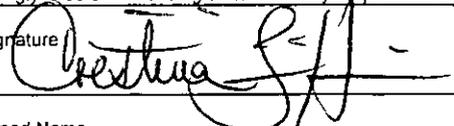
<b>1. Material this Product will be Packaged in:</b>			
Child-Resistant Packaging <input checked="" type="checkbox"/> Yes* For retail <input type="checkbox"/> No  <i>* Certification must be submitted.</i>	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes," Unit Package wgt.    No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes," Unit Package wgt.    No. per container	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) of Retail Container 1 qt., 1 gallon	5. Location of Label Direction <input checked="" type="checkbox"/> On Label or: <input type="checkbox"/> On Labeling accompanying product	
6. Manner In Which Label Is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input checked="" type="checkbox"/> Other: <u>Sleeve</u>			

**Section - IV**

<b>1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)</b>		
Name <b>Cristina Griffin</b>	Title <b>Agent for KIK Pool Additives Inc.</b>	Telephone No. (include Area Code) <b>301-680-7971</b>

**Certification**

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any kind of knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

2. Signature 	3. Title <b>Agent for KIK Pool Additives Inc.</b>	6. Date Application Received  <b>(Stamped)</b>
4. Typed Name <b>Cristina Griffin</b>	5. Date <b>November 2, 2012</b>	



November 2, 2012

Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
One Potomac Yard  
2777 S. Crystal Drive, Room S-4900  
Arlington VA 22202

Attn: Jacqueline Campbell, PM 34

**RE: Notification per PR Notice 98-10 to make minor label changes and add ABN's**  
**Product: Kem-Tek Algaecide**  
**EPA Reg. No.: 7616-73**  
**Company: KIK Pool Additives Inc.**

Dear Ms. Campbell:

On behalf of KIK Pool Additives Inc., I am submitting a notification per PR Notice 98-10 for the product label Kem-Tek Algaecide, EPA Reg. No. 7616-73.

We are making the following changes:

- Adding the following Alternate Brand Names:  
HDX Algaecide 60% Concentrate  
Kem-Tek Pool & Spa Care 60% Algaecide Concentrate
- Adding minor label claims (page 3) and minor graphics (page 4, highlighted)
- Adding a clarifying reader's note (page 3)
- Moving precautionary statements and first aid information to page 2 of the master label consistent with the formatting of the other KIK Pool labels

The following documents are enclosed in support of this notification:

- EPA form 8570-1
- One copy of the revised label (changes are highlighted)

If you have questions, please contact me at 301-680-7971 or [cgriffin@delta-ac.com](mailto:cgriffin@delta-ac.com)

Sincerely,

  
Cristina Griffin  
Agent for KIK Pool Additives Inc.

Enclosures

cc: Elvia Angulo, KIK Pool Additives Inc.  
Justin Lowe, KIK International

# KEM-TEK ALGAECIDE

[Previously approved Alternate Brand Name:]

Aqua Guard Algaecide 60% Concentrated

Kem Tek Algaecide 60% Concentrated

[Adding the following new Alternate Brand Names:]

HDX Algaecide 60% Concentrate

Kem-Tek Pool & Spa Care 60% Algaecide Concentrate

Active Ingredient:

Poly(oxyethylene(dimethyliminio)ethylene (dimethyliminio)ethylene dichloride).....	60.00%
Other Ingredients .....	40.00%
Total.....	100.00%

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

See back panel for [First Aid and] other precautions

[or See [First Aid statement and] additional precautions on back panel]

[the "See back panel..." may be omitted if all labeling is on the same panel, e.g., the kit box]

Net [Contents] \_\_\_\_\_

[The following may appear in any appropriate place on the label:]

Manufactured by [for]:  
KIK Pool Additives Inc.  
5160 E. Airport Dr.  
Ontario, Calif. 91761

[Optional: Following may be included in addition to "Manufactured by [for]" address above: Distributed by [or Sold by] [or Marketed by] Insert additional company name and address]

EPA Reg. No. 7616-73  
EPA Est. No. 7616-CA-1

For SWIMMING POOLS

[Free Pool Care Advice 1-800-SOS-POOL • www.kem-tek.com]

[In the text "this product" or alternate brand name may be substituted for Kem Tek Algaecide name]

[[Information in brackets] is optional or instructional; italics in brackets indicate instructions not part of labeling.]

**PRECAUTIONARY STATEMENTS:**

**Hazards to Humans and Domestic Animals**

**CAUTION:** Causes moderate eye irritation. Harmful if swallowed or absorbed through the skin. Avoid breathing vapors. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

*[For containers smaller than 5 gallons use the following:]*

**ENVIRONMENTAL HAZARDS**

This product is toxic to fish, aquatic organisms, and clams.

*[In accordance with PR notice 95-1, use the following complete Environmental Hazards statement for containers 5 gallons and larger]*

**ENVIRONMENTAL HAZARDS**

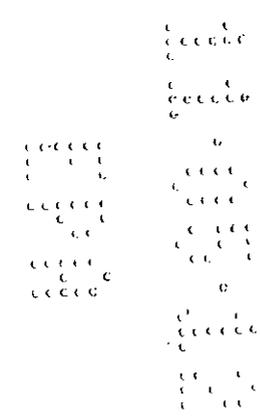
This product is toxic to fish, aquatic organisms, and clams. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or public waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

**FIRST AID:** Call a poison control center [(1-800-222-1222)] or doctor for treatment advice. Have the product container or label with you when calling poison control center or doctor, or going for treatment. **If in Eyes:** Hold eye open and flush with plenty of water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. **If on Skin or Clothing:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. **If swallowed:** Have person sip a glass of water if able to swallow. DO NOT induce vomiting unless told to do so by poison control center or doctor. Do not give anything by mouth to an unconscious person. **If inhaled:** Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration preferably mouth-to-mouth, if possible.

Have the product container or label with you when calling poison control center or doctor, or going for treatment.

Note to Physician: Probable mucosal damage may contraindicate the use of gastric lavage.

*[First Aid may be in table form]*



[Optional Label Claims/location optional:] [Claims may be in upper or lower case]

[#4] [Step #4]  
5 Step Pool Care [System]  
ABC Smart[er] Pool Care [System]  
A Component of the Kem Tek Pool Care System  
Advanced Formula  
Algae Care  
Effective Treatment & Preventative For Green & Mustard Algae  
Concentrated [Concentrated Algaecide]  
Foam Free  
For assistance, call: xxx-xxx-xxxx  
For Prevention of Mustard, Green & "Black" Algae  
For Swimming Pools  
Helps Clarify Water  
Increases Water Clarity  
Item #----

Marketed Through: [add company name and address]

Made in USA  
Non-Foaming [No-Foam (Formula)]  
Non-Metal Based  
[Non-Metallic] Algaecide  
Polyquat Algaecide  
Reduces Chlorine Consumption  
Simply Smarter Pool Care  
Solutions [S]  
Specialty/Solutions [S/S]  
Step (insert number or letter)  
Suitable for All [Pools] [Pool Surfaces] [Salt Water Pools]  
Swim [After Use] [In 15 Minutes] [In Just 15 Minutes After Use]  
Treats Algae and Prevents Regrowth  
Value  
Use Weekly for Prevention

†Pool may be used in 15 minutes after adding this product only when chlorine level is at or below 3 ppm.

[The presence of algae in swimming pools is objectionable and can be difficult to remove. KEM TEK™ ALGAECIDE helps prevent the growth of chlorine-resistant algae, (such as mustard and black algae). It also acts as an added defense against algae due to low chlorination periods. Once started, algae greatly increases chlorine demand and the associated increased cost.]

**DIRECTIONS FOR USE:**

It is a violation of federal law to use this product in a manner inconsistent with its labeling.

[Use one or more of the following sets of directions]

Freshly filled And/Or Algae-Free Swimming Pools: Add 8 ounces of KEM TEK™ ALGAECIDE per 10,000 gallons pool water. Add 2 to 4 ounces (per 10,000 gallons) weekly as a maintenance dose to prevent algae growth through the swimming season.

Visible Algae Growth: Super-chlorinate with a fast-acting, [unstabilized] chlorinating product (such as Shock Quick™) to a chlorine reading of 5 ppm. Do not use the pool until the chlorine residual has dropped to 3 ppm. Remove all debris by vacuuming or sweeping and filtering. In order to aid in the removal of the fine particles resulting from the affected algae, use KEM TEK™ ULTRA CLARIFIER. Add an initial dose of 16 ounces of KEM TEK™ ALGAECIDE per 10,000 gallons of water to rid the water of the remaining chlorine-resistant algae. Thereafter, add 2 to 4 ounces (per 10,000 gallons) weekly during swimming season to prevent regrowth of algae.

*[In the text "this product" or alternate brand name may be substituted for Kem Tek Algaecide name]*  
*[[Information in brackets] is optional or instructional; italics in brackets indicate instructions not part of labeling.]*

**NOTE:** In order to ensure maximum effectiveness of KEM TEK™ ALGAECIDE (and all other swimming pool chemicals), always maintain pH at 7.2 to 7.6 and a free-chlorine residual of 1 to 2 ppm. Measure by using a reliable test kit.

[Reader's Note: Throughout this label, product names for other similar products may be substituted as appropriate.]

**STORAGE AND DISPOSAL:**

**STORAGE:** Keep container closed when not in use. Store in cool, dry, well ventilated area away from heat or open flame. **CONTAINER DISPOSAL: IF EMPTY:** Nonrefillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available. **IF PARTLY FILLED:** Call your local solid waste agency for disposal instruction. Never place unused product down any indoor or outdoor drain.

[GRAPHICS]



Algaecide



Salt System  
Compatible



Non-Foaming  
Formula



Concentrated



remedy